

Bill read second time and passed to its third reading.

On motion of Senator Jester, the constitutional rules requiring bills to be read on three several days were suspended, and the bill was put upon its final passage by the following vote:

YEAS—29.

Agnew,	Jester,
Atlee,	Kearby,
Baldwin,	McComb,
Boren,	McKinney,
Bowser,	Pressler,
Browning,	Shelburne,
Cranford,	Simpson,
Crowley,	Smith,
Dean,	Steele,
Dickson,	Swayne,
Douglass,	Tips,
Goss,	Whitaker,
Greer,	Woods,
Hutchison,	Yoakum.
Imboden,	

NAYS—none.

Bill read third time.

The bill was then passed by the following vote:

YEAS—29.

Agnew,	Jester,
Atlee,	Kearby,
Baldwin,	McComb,
Boren,	McKinney,
Bowser,	Pressler,
Browning,	Shelburne,
Cranford,	Simpson,
Crowley,	Smith,
Dean,	Steele,
Dickson,	Swayne,
Douglass,	Tips,
Goss,	Whitaker,
Greer,	Woods,
Hutchison,	Yoakum.
Imboden,	

NAYS—none.

The Chair laid before the Senate Senate bill No. 49, entitled "An act to amend article 538 of title 7, chapter 4 of the Code of Criminal Procedure of Texas."

On motion of Senator Dean, it was made a special order for 11 a. m. tomorrow.

Senator Kearby called up his concurrent resolution relating to the National Census Bureau.

Senator Swayne moved to postpone the further consideration of the same till the concurrent resolution offered by Senator Browning be acted on in the House.

Lost.

Resolution was then read, and on motion of Senator Hutchison, referred to Committee on Federal Relations.

Senator Dean called up his Senate concurrent resolution No. 2.

Senator Swayne in the chair.

Resolution read and adopted.

By Senator Dean:

Whereas, The most remarkable circumstance within the memory of man has recently occurred in the State of Kansas, in the election of Judge Martin, a life-long Democrat and a leader of many forlorn hopes in that State, to the United States Senate; therefore be it

*Resolved*, That as an expression of our profound satisfaction and gratitude for this culmination of a political contest that this body do now adjourn until to-morrow at 10 o'clock.

Adopted, and Senate adjourned accordingly.

## SIXTEENTH DAY.

SENATE CHAMBER.

AUSTIN, TEXAS, Jan. 27, 1893.

Senate met pursuant to adjournment.

Lieutenant-Governor Crane in the chair.

Roll called.

Quorum present, the following Senators answering to their names:

Agnew,	Kearby,
Baldwin,	Lawhon,
Boren,	McComb,
Bowser,	McKinney,
Browning,	Pressler,
Cranford,	Shelburne,
Crowley,	Simpson,
Dean,	Steele,
Douglass,	Swayne,
Goss,	Tips,
Greer,	Whitaker,
Imboden,	Woods,
Jester,	Yoakum.

Prayer by the chaplain, Dr. Briggs.

Pending the reading of the journal,

On motion of Senator Goss, the reading of the same was suspended.

On motion of Senator Kearby, the journal was corrected to show that the bill introduced by him, authorizing the redemption of real estate sold under mortgage, etc., should have been referred to Judiciary Committee No. 2, instead of Judiciary Committee No. 1.

On motion of Senator Smith, Senator Atlee was excused until next Tuesday.

On motion of Senator Swayne, Senator Hutchison was excused until Monday, on account of important business.

On motion of Senator Boren, Sena-

tor Dickson was excused until Tuesday next on account of important business.

On motion of Senator Kearby, the engrossing clerk was excused for non-attendance last Monday on account of important business.

On motion of Senator Browning, the journal of yesterday was corrected to show that the bill introduced by him, providing for the ex-officio compensation of county judges, was done by request.

On motion of Senator McKinney, the journal was corrected to show that Senate bill No. 77, appearing yesterday, should be Senate bill No. 11.

On motion of Senator McKinney, the journal was corrected to show that Senate bill No. 15 was read third time.

On motion of Senator Jester the members on part of Senate of joint committee to visit the penitentiaries were excused for next week.

On motion of Senator Steele the members on part of Senate of joint committee to visit the State educational institutions were excused for next week.

#### COMMITTEE REPORTS.

COMMITTEE ROOM,  
AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Labor, to whom was referred

Senate bill No. 74, entitled "An act to amend article 2835, title 49, Revised Civil Statutes of Texas (Statutes of 1879), relating to legal holidays, naming the first Monday in September of each year as a legal holiday, to be called labor day,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it *do pass*.

McKINNEY, Chairman.

COMMITTEE ROOM,  
AUSTIN, TEXAS, Jan. 27, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Finance, to whom was referred a petition from Hale county for relief on account of drouth, etc., asking for an extension of time of forfeiture of school lands until November 1, 1893, and a reduction of the penalty for non-payment, also reciting the poverty stricken condition of the signers,

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it be referred to the Committee on Public Lands.

JESTER, Chairman.

COMMITTEE ROOM,  
AUSTIN, TEXAS, Jan. 27, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Finance, to whom was referred a petition from Scurry county for relief on account of drouth, asking for a reduction of interest on school lands for five years to a rate not exceeding \$25 per section,

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it be referred to the Committee on Public Lands.

JESTER, Chairman.

COMMITTEE ROOM,  
AUSTIN, TEXAS, Jan. 27, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Finance, to whom was referred

A petition from Cottle county for relief on account of drouth, asking to have the 20 per cent penalty for last year's interest remitted, and requesting an extension of one year's time, or until crops can be raised, not needed for those suffering for the necessities of life,

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it be referred to the Committee on Public Lands.

JESTER, Chairman.

COMMITTEE ROOM,  
AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Internal Improvements, to whom was referred

Senate bill No. 58, entitled "An act to grant to the Waco Water Power and Electric Company the right to construct and maintain, and by necessary booms or otherwise to protect, and from time to time to raise a dam across the Brazos river, and to purchase, condemn and pay for lands, rights and other property overflowed or injured thereby or necessary therefor,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it *do pass*.

SWAYNE, Chairman.

COMMITTEE ROOM,  
AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Constitutional Amendments, to whom was referred Senate joint resolution No. 1, to amend section 16, article 16 of the

Constitution of the State of Texas, to provide for State banks of discount and deposit,

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it *do pass*.

BROWNING, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 50, entitled "An act to prevent the employment of Pinkertons or other armed forces by any persons, corporations or firms in this State,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it *do pass*, with the following amendments:

Amend section 1 by adding after the word "five," in line 21, the words "in any one county," and line 18, strike out the word "does" and insert the word "shall" in lieu thereof, and amend by striking out in section 2, "500" and insert "25," and by adding, "provided that nothing herein shall be construed to deprive any person, firm or corporation of the right of self-defense or in defense of the property of said person, firm or corporation by such means as may be necessary to such defense; and amend by inserting after the word "forces" in the caption and in section 1 the words "not residents of this State."

KEARBY, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 4, entitled "An act to define perpetuities, to prohibit, regulate and limit the ownership of real estate within this State by corporations, and to provide for the condemnation and sale thereof,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it *do pass*.

KEARBY, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 92, entitled "An act entitled an act to add article 225a to

title 4, chapter 2 of the Code of Criminal Procedure of the State of Texas,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it *do not pass*.

KEARBY, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 27, 1893.

Hon. M. M. Crane, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 53, entitled "An act to amend article 837, title 10 of the Code of Criminal Procedure of the State of Texas,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it *do not pass*.

KEARBY, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 27, 1893.

Hon. M. M. Crane, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 60, entitled "An act to prevent any one who shall assault or kill another while carrying on or about his person a pistol, dirk or dagger,"

Have had the same under consideration, and instruct to report it back to the Senate with the recommendation that it *do not pass*.

KEARBY, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 6, entitled "An act to be entitled an act concerning primary elections, nominating conventions and mass meetings, to prevent illegal voting at same, and to prevent bribery and betting at same, and false returns thereof, and providing penalties therefor,"

Have had the same under consideration, and instruct me to report it back to the Senate with the recommendation that it *do not pass*.

KEARBY, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Judiciary Committee No. 2, to whom was referred

Senate bill No. 93, entitled "An act to fix the ex-officio compensation of county judges,"

Have had the same under consideration, and instruct me to report it



back to the Senate with the recommendation that it *do not* pass.

KEARBY, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 25, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 65, being "An act to provide for the payment of the salary remaining due and unpaid the members of the Commission of Appeals,"

And find the same correctly engrossed.

PRESSLER, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 25, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 20, being "An act to amend article 1139 of title 28, chapter 1 of the Revised Civil Statutes of the State of Texas, and to add thereto articles 1139a, 1139b and 1139c,"

And find the same correctly engrossed.

PRESSLER, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 25, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 22, entitled "An act to authorize the penitentiary board to purchase agricultural lands for the purpose of utilizing convict labor on State farms, and to provide funds for that purpose,"

And find the same correctly engrossed.

PRESSLER, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 25, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared Senate bill No. 24, being "An act to amend article 143 of the Revised Civil Statutes of the State of Texas, concerning advertisements for bids to furnish supplies to asylums,"

And find the same correctly engrossed.

PRESSLER, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 28, being "An act to

amend articles 2447, 2452 and 2453 of title 45 of the Revised Civil Statutes of the State of Texas, and to repeal article 2448 of said title,"

And find the same correctly engrossed.

PRESSLER, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 25, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 16, being "An act for the relief of railroad companies having charters granted or amended since January 1, 1887, and extending time for their completion," and find the same correctly engrossed.

PRESSLER, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 26, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 49, being "An act to amend article 538, title 7 of chapter 4 of the Code of Criminal Procedure of Texas,"

And find the same correctly engrossed.

PRESSLER, Chairman.

COMMITTEE ROOM,

AUSTIN, TEXAS, Jan. 25, 1893.

Hon. M. M. Crane, President of the Senate:

Your Committee on Engrossed Bills have carefully examined and compared

Senate bill No. 21, entitled "An act to amend article 1263 of the Revised Civil Statutes of the State of Texas,"

And find the same correctly engrossed.

PRESSLER, Chairman.

#### BILLS AND RESOLUTIONS

By Senator Goss:

A bill to be entitled "An act to reorganize the Forty-seventh and Fiftieth judicial districts, and to create the Fifty-second judicial district of the State of Texas; to fix the times for holding courts therein; to provide for the appointment and election of a judge and a district attorney in the Fifty-second judicial district, and to repeal all laws and parts of laws in conflict herewith."

Read first time and referred to Committee on Judicial Districts.

By Senator Goss:

A bill to be entitled "An act to define the territory and provide for establishing the boundaries of cities and towns in this State, and to validate the incorporation of any city or town

heretofore incorporated in the State in certain cases."

Read first time and referred to Committee on Town and City Corporations.

By Senator Bowser, by request:

A bill to be entitled "An act to appropriate out of the general revenue of the State the sum of \$5000, for the purpose of having a marble statue of General Sam Houston executed and placed in Statuary Hall in the National Capitol at Washington."

Read first time and referred to Committee on State Affairs.

By Senator Tips, by request:

"An act to amend article No. 3107 of title 58 of the Revised Civil Statutes of the State of Texas, regulating the landlord's lien."

Read first time and referred to Judiciary Committee No. 1.

By Senator Jester:

A bill to be entitled "An act to prescribe the time of holding the terms of the district courts in the Thirteenth judicial district."

Read first time and referred to Committee on Judicial Districts.

By Senator Cranford:

A bill to be entitled "An act for the relief of C. C. Dupree, sheriff and collector of taxes for Franklin county, Texas."

Read first time and referred to Judiciary Committee No. 1.

By Senator Yoakum:

An act entitled "An act to amend article 1712 of chapter 5 of the Revised Statutes of Texas."

Read first time and referred to Judiciary Committee No. 2.

By Senator Greer:

A bill to be entitled "An act to provide for the printing of the transcripts of the record upon appeal to the civil courts of appeals in certain cases."

Read first time and referred to Judiciary Committee No. 2.

By Senator Greer:

A bill to be entitled "An act to restore the civil and criminal jurisdiction of the county court of Tyler county."

Read first time and referred to Committee on Judicial Districts.

By Senator Bowser, by request:

A bill to be entitled "An act to increase the duties of the Board of Railroad Commissioners, changing the name of said board, providing for the organization of public warehouses, and to regulate the warehousing and inspection of grain in public warehouses in the State of Texas."

Read first time and referred to Committee on Internal Improvements.

By Senator Goss:

A bill to be entitled "An act to authorize and require the Commissioner of the General Land Office to issue patents on public free school, University and asylum lands in certain cases, in quantities less than the amount originally purchased or filed on, and to repeal all laws in conflict herewith."

Read first time and referred to Committee on Finance.

By Senator Woods:

A bill to be entitled "An act to amend section 15 of an act entitled an act to redistrict the State into judicial districts, and fix the times for holding courts therein, and to provide for the election of judges and district attorneys, etc., and to create the Fifty-fifth judicial district, and to fix the time for holding court therein, and to provide for the appointment of a district judge of the Fifty-fifth district."

Read first time and referred to Committee on Judicial Districts.

By Senator Crowley, by request:

A bill to be entitled "An act to provide for the organization of public warehouses, and to regulate the warehousing of cotton, grain and all other kinds of products and all kinds of goods and mercantile commodities, and to define the ownership thereof."

Read first time and referred to Committee on Commerce and Manufacture.

By Senator Pressler:

*Resolved*, That Phil Brotherson, one of the general Senate clerks, be assigned to the engrossing department.

*Adopted*.

By Senator McComb:

*Resolved*, That the Committee on Printing be instructed to have printed for the use of the Senate 200 copies of the rules of the Senate, together with the joint rules of the two Houses, the Constitutions of the State and the United States, a list of the members of the Senate and the standing committees thereof, including appropriate indexes.

*Adopted*.

The Chair called attention of the Senate to the signing of House bill No. 15, relating to the per diem of the Presidential Electors, after the caption of the same had been read.

#### BILLS ON THIRD READING.

The Chair laid before the Senate House bill No. 3.

Bill read third time, and on motion of Senator Dean was laid on table subject to call.

IN SENATE.—House bill No. 26 was

read first time and referred to Judiciary Committee No. 2.

The Chair laid before the Senate

Senate bill No. 22, entitled "An act to authorize the penitentiary board to purchase agricultural lands for the purpose of utilizing convict labor on State farms, and to provide funds for said purpose."

Bill read third time and passed.

Chair laid before the Senate

Senate bill No. 24, entitled "An act to amend article 143 of the Revised Civil Statutes of the State of Texas, concerning advertisements for bids to furnish supplies to asylums."

Bill read third time and passed.

#### BILLS ON SECOND READING.

The Chair laid before the Senate

Senate bill No. 11, entitled "An act to amend section 19 of an act entitled an act to redistrict the State into judicial districts and fix the times for holding courts therein, and to provide for the election of judges and district attorneys therein at the next general election, etc."

Bill read second time, ordered engrossed and passed to third reading.

Senator McKinney moved to suspend the constitutional rule requiring bills to be read on three several days in each House, and that the bill be put upon its final passage.

Lost by the following vote:

#### YEAS—21.

Agnew,	McComb,
Bowser,	McKinney,
Cranford,	Pressler,
Crowley,	Shelburne,
Dean,	Simpson,
Douglass,	Smith,
Goss,	Steele,
Imboden,	Swayne,
Jester,	Woods,
Kearby,	Yoakum.
Lawhon,	

#### NAYS—6.

Baldwin,	Greer,
Boren,	Tips,
Browning,	Whitaker.

The Chair laid before the Senate,

Senate bill No. 51, entitled "An act to amend section 7 of an act entitled an act to promote the development of the mining resources of Texas, chapter 100, approved March 29, 1889, and to repeal all laws and parts of laws in conflict with this act, as hereby amended."

Bill read second time, and on motion of Senator Steele, further consideration of same was postponed until Monday morning next, after morning call.

On motion of Senator Whitaker, the vote by which the Senate refused to suspend the constitutional rules and to put Senate bill No. 11 upon its third reading, was reconsidered by the following vote:

#### YEAS—22.

Agnew,	Lawhon,
Bowser,	McComb,
Cranford,	McKinney,
Crowley,	Pressler,
Dean,	Shelburne,
Douglass,	Smith,
Goss,	Steele,
Greer,	Swayne,
Imboden,	Whitaker,
Jester,	Woods,
Kearby,	Yoakum.

#### NAYS—4.

Baldwin,	Browning,
Boren,	Tips.

Bill read third time and passed by the following vote:

#### YEAS—24.

Agnew,	McComb,
Bowser,	McKinney,
Browning,	Pressler,
Cranford,	Shelburne,
Crowley,	Simpson,
Dean,	Smith,
Douglass,	Steele,
Goss,	Swayne,
Imboden,	Tips,
Jester,	Whitaker,
Kearby,	Woods,
Lawhon,	Yoakum.

#### NAYS—3.

Baldwin,	Greer.
Boren,	

#### SPECIAL ORDER.

The Chair laid before the Senate special order, Senate bill No. 49, on third reading.

Senator Baldwin moved to postpone further consideration of same until Wednesday next at 11 a. m.

Lost.

Bill read third time, and passed by the following vote:

#### YEAS—16.

Boren,	Jester,
Bowser,	McComb,
Browning,	McKinney,
Cranford,	Steele,
Dean,	Tips,
Douglass,	Whitaker,
Greer,	Woods,
Imboden,	Yoakum.

#### NAYS—11.

Agnew,	Lewis,
Baldwin,	Shelburne,
Crowley,	Simpson,

Goss,                      Smith,  
Kearby,                  Swayne.  
Lawhon,

Senator Imboden moved to reconsider the vote by which Senate bill No. 49 was passed, and to lay that motion on the table.

Carried.

Senator Swayne called up the motion of Senator Shelburne to reconsider the vote by which Senate bill No. 16 was passed, and moved to lay that motion on the table.

The Chair called attention to rule 55.

Senator Swayne withdrew his motion, and thereupon Senator Shelburne moved to recall Senate bill No. 16 from the House. Carried.

#### HOUSE MESSAGE.

HOUSE OF REPRESENTATIVES,  
AUSTIN, TEXAS, Jan. 27, 1893.

Hon. M. M. Crane, President of the Senate:

SIR: I am directed by the House to inform the Senate that according to the request of the Senate, the House returns Senate bill No. 16.

Respectfully,

GEO. W. FINGER,  
Chief Clerk House of Representatives.

Senator Browning called up from table House bill No. 3.

By Senator Goss:

Amend by striking out the words "and determined," in line 19.

By Senator Yoakum:

Substitute the amendment by adding the following to article 2235, "provided the cause in which the motion is filed is called at first term."

Lost.

The amendment offered by Senator Goss was then lost.

Bill was then passed.

Senator Baldwin moved to adjourn till to-morrow at 10 o'clock.

Lost.

Senator Imboden called up House resolution relating to the Hatch Anti-Option bill.

Senator Steele arose to a point of order, that inasmuch as the Senate had already taken action on a resolution of similar import, the consideration of pending resolution not in order, and the Chair sustained.

The Chair laid before the Senate, Senate bill No. 74, "An act to amend article 2835, title 49, Revised Civil Statutes of Texas (Statutes of 1879), relating to legal holidays, naming the first Monday in September of each year as a legal holiday, to be called Labor Day."

Bill read second time, ordered engrossed and passed to its third reading.

Senator Swayne called up the motion to reconsider the vote by which Senate bill No. 16 was passed.

Lost.

Chair laid before the Senate Senate bill No. 63, entitled "An act to provide for the payment of the salary due the judges of the Civil Court of Appeals from September 1, 1892, to March 1, 1893," on third reading.

The bill was read third time and passed by the following vote:

YEAS—25.

Agnew,	Kearby,
Baldwin,	Lawhon,
Boren,	Pressler,
Bowser,	Shelburne,
Browning,	Simpson,
Cranford,	Smith,
Crowley,	Steele,
Dean,	Swayne,
Douglass,	Tips,
Goss,	Whitaker,
Greer,	Woods,
Imboden,	Yoakum.
Jester,	

NAYS—none.

Chair laid before the Senate Senate bill No. 64, entitled "An act to provide for the payment of salary remaining due and unpaid the judges of the supreme court," on third reading.

Bill read third time and passed by the following vote:

YEAS—24.

Agnew,	Kearby,
Baldwin,	Lawhon,
Boren,	Pres-ler,
Bowser,	Shelburne,
Browning,	Simpson,
Cranford,	Smith,
Crowley,	Steele,
Dean,	Swayne,
Douglass,	Tips,
Goss,	Whitaker,
Imboden,	Woods,
Jester,	Yoakum.

NAYS—none.

The Chair laid before the Senate Senate bill No. 65, entitled "An act to provide for the payment of the salary remaining due and unpaid the members of the commission of appeals," on third reading.

Bill read third time and passed by the following vote:

YEAS—25.

Agnew,	Kearby,
Baldwin,	Lawhon,
Boren,	McComb,
Bowser,	Pressler,
Browning,	Shelburne,
Cranford,	Simpson,
Crowley,	Smith,



Dean,	Steele,
Douglass,	Swayne,
Goss,	Tips,
Greer,	Whitaker,
Imboden,	Woods,
Jester,	Yoakum.

NAYS—none.

The Chair laid before the Senate Senate bill No. 30, entitled "An act for the relief of J. W. Bachelor," on third reading.

Bill read third time and passed by the following vote:

YEAS—22.

Agnew,	Imboden,
Baldwin,	Jester,
Boren,	Kearby,
Bowser,	Lawhon,
Browning,	McComb,
Cranford,	Pressler,
Crowley,	Shelburne,
Dean,	Simpson,
Douglass,	Steele,
Goss,	Swayne,
Greer,	Woods.

NAYS—4.

Smith,	Whitaker,
Tips,	Yoakum.

Senator Kearby moved to reconsider the vote by which the bill passed, and lay that motion on the table.

The motion to table was lost, not having received a majority of the votes as per ballot:

YEAS—12.

Baldwin,	Lawhon,
Crowley,	McComb,
Dean,	Pressler,
Goss,	Simpson,
Greer,	Swayne,
Kearby,	Woods.

NAYS—13.

Boren,	Smith,
Bowser,	Steele,
Browning,	Tips,
Douglass,	Whitaker,
Imboden,	Yoakum,
Jester,	Mr. President.
Shelburne,	

Senator Kearby then withdrew his motion to reconsider.

By Senator McComb:

*Resolved by the Senate of the Twenty-third Legislature of the State of Texas,* That in the death of James G. Blaine, the Nation has lost one of its profoundest intellects, the Republican party its most illustrious leader and the South a friend whose influence, exercised in the preservation of the sacred franchise of its liberties from Federal interference, elevated him from the plane of partisan to that of a patriot whose memory and genius

merit the admiration of a nation of freemen.

2. That to his family we tender our respectful and sincere condolence in their hour of great affliction.

Senator Imboden offered to substitute the above as follows:

*Resolved,* That it is with sincere regret that the Senate has heard of the death of those eminent statesmen and patriots, Associate Justice L. Q. C. Lamar of the United States supreme court, and the Hon. James G. Blaine of Maine, and that the respectful and sincere condolence of the Senate is tendered the families of the deceased statesmen in their great affliction.

Adopted.

The resolution as substituted was then adopted.

#### HOUSE MESSAGES.

#### HOUSE OF REPRESENTATIVES.

AUSTIN, TEXAS, Jan. 27, 1893.

Hon. M. M. Crane, President of the Senate:

SIR: I am directed by the House to inform the Senate of the passage by the House of the following:

House concurrent resolution No. 2, to-wit:

*"Resolved by the House of Representatives of the State of Texas, the Senate concurring,* That our Senators and members of Congress are hereby instructed and requested to urge and support the passage of the Hatch Anti-Option bill, or some bill to prohibit the dealing in futures of agricultural products."

And that the same passed the House by a vote of 83 ayes to 29 noes.

Respectfully,

GEO. W. FINGER,  
Chief Clerk House of Representatives.

#### HOUSE OF REPRESENTATIVES,

AUSTIN, TEXAS, Jan. 27, 1893.

Hon. M. M. Crane, President of the Senate:

SIR: I am directed by the House to inform the Senate that the House desires the return of Senate concurrent resolution in regard to the appointment of the Senate committee clerk of penitentiaries to attend the joint committee of the two houses on their visit to the penitentiaries of the State—a motion to reconsider having been made in the House.

Respectfully,

GEO. W. FINGER,  
Chief Clerk House of Representatives.

#### HOUSE OF REPRESENTATIVES,

AUSTIN, TEXAS, Jan. 23, 1893.

Hon. M. M. Crane, President of the Senate:

SIR: I am directed by the House to inform the Senate of the passage by



the House of Senate concurrent resolution authorizing the joint committee appointed to visit the penitentiaries to appoint the Senate committee clerk of penitentiaries to accompany them.

Respectfully,

GEO. W. FINGER,  
Chief Clerk House of Representatives.  
HALL HOUSE OF REPRESENTATIVES,  
AUSTIN, TEXAS, Jan. 23, 1893.

Hon. M. M. Crane, President of the Senate:

SIR: I am directed by the House to inform the Senate of the passage by the House of the following:

Senate concurrent resolution No. 6, authorizing the John B. Hood Camp Confederate Veterans to erect a monument to their Confederate dead on the Capitol grounds; also

House bill No. 26, "An act to amend articles 747 and 748, chapter 11, title 17 of the Penal Code."

Respectfully,

GEO. W. FINGER,  
Chief Clerk House of Representatives.

On motion of Senator Jester, the Senate adjourned until 10 o'clock tomorrow morning.

#### SEVENTEENTH DAY.

SENATE CHAMBER,  
AUSTIN, TEXAS, Jan. 28, 1893.

Senate met pursuant to adjournment.

President Pro Tem Kearby in the chair.

Roll called.

No quorum, the following Senators answering to their names:

Agnew,	Imboden,
Baldwin,	Kearby,
Cranford,	Lawhon,
Crowley,	Shelburne,
Dean,	Whitaker,
Douglass,	Woods,
Goss,	Yoakum.
Greer,	

#### ABSENT—12.

Boren,	Presler,
Bowser,	Simpson,
Browning,	Smith,
Jester,	Steele,
McComb,	Swayne,
McKinney,	Tips.

#### EXCUSED—4.

Atlee,	Hutchison,
Dickson,	Lewis.

Senator Imboden moved a call of the Senate.

Same was ordered, the following Senators answering to their names:

Agnew,	Jester,
Baldwin,	Kearby,
Boren,	Lawhon,

Bowser,	Presler,
Browning,	Shelburne,
Cranford,	Simpson,
Crowley,	Smith,
Dean,	Tips,
Douglass,	Whitaker,
Goss,	Woods,
Greer,	Yeakum.
Imboden,	

#### EXCUSED—4.

Atlee,	Hutchison,
Dickson,	Lewis.

#### ABSENT—4.

McComb,	Steele,
McKinney,	Swayne.

Quorum present.

On motion of Senator Douglass, the call of the Senate was suspended.

Prayer by the chaplain, Dr. Briggs.

Pending the reading of the journal,

On motion of Senator Whitaker, the reading of the same was suspended.

On motion of Senator Presler, Senator McComb was excused until next Wednesday on account of important business.

On motion of Senator Douglass, Senator McKinney was excused until next Wednesday on account of important business.

On motion of Senator Imboden, Senator Bowser was excused from attendance on next Monday on account of important business.

On motion of Senator Jester, Senator Steele was excused from attendance to-day.

#### PETITIONS AND MEMORIALS.

By Senator Goss:

Petitions from citizens of Baylor county asking the Legislature to pass a law remedying the laws of 1879 and 1881 in reference to the classification of State lands, etc.

Read and referred to Committee on Public Lands.

By Senator Presler:

Petition from citizens of Coleman and McCulloch counties against the passage of the bill creating Reagan county.

Read and referred to Committee on Counties and County Boundaries.

By Senator Crowley:

GALVESTON, TEXAS, Jan. 26, 1893.

To the Honorable Legislature of the State of Texas:

On behalf of Galveston Typographical Union No. 28 and the printers of Texas, we hereby earnestly protest against the consideration by your honorable body, or any committee thereof, of any proposition from parties interested outside the State, whereby they seek to secure a control of the printing of the Texas court re-